



JFW

Docket No. TAN-356

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Name: Theresa R. Godfrey

Signature: *Theresa R. Godfrey*

H. JAY SPIEGEL & ASSOCIATES

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

HIROSHI TOMIYAMA et al.

GROUP ART UNIT: 1623

Serial Number: 10/560,357

EXAMINER: Bland, Layla D.

Filed: December 12, 2005

For: SERUM CHOLESTEROL LOWERING  
AGENT OR PREVENTIVE OF  
THERAPEUTIC AGENT FOR  
ATHEROSCLEROSIS

**ELECTION**

The Honorable Commissioner of  
Patents  
Alexandria, VA 22313-1450

Sir:

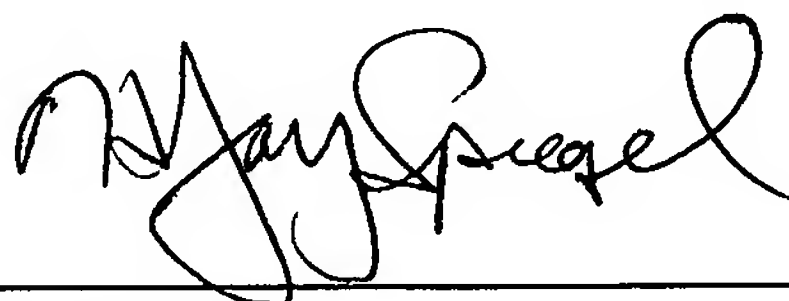
In response to the outstanding Election Requirement dated December 11, 2007, for which a shortened statutory period for response of one (1) month was given, Applicants herewith elect the Group I invention for prosecution in this application, drawn to an agent comprising a

compound of formula (I) and a cholesterol biosynthesis inhibitor, in the absence of a fibrate-type cholesterol lowering agent. This Election is made without traverse, and Claims 1, 2, 4, 5, and 9-12 (in part); 6, and 13-20 recite the elected invention.

An early Office Action on the merits is respectfully solicited.

Respectfully submitted,

H. JAY SPIEGEL & ASSOCIATES

A handwritten signature in black ink, appearing to read "H. Jay Spiegel", written over a horizontal line.

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